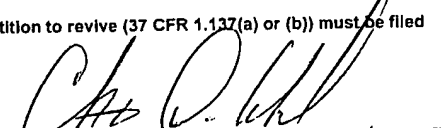


<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER <b>P1792A USPC</b>
INTERNATIONAL APPLICATION NO. <b>PCT/NO 03/00208</b>		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/517989</b>
INTERNATIONAL FILING DATE <b>19 June 2003</b>		PRIORITY DATE CLAIMED <b>19 June 2002</b>
TITLE OF INVENTION <b>Intubation monitoring apparatus and method</b>		
APPLICANT(S) FOR DO/EO/US <b>Lars Wik</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected (Article 31)</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))               <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).               <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))               <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made, however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>		
Items 11 to 20 below concern document(s) or information included:		
<ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A preliminary amendment.</li> <li>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification</li> <li>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input type="checkbox"/> Other items or information:</li> </ol>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO		ATTORNEY'S DOCKET NUMBER	
10/517989		PCT/NO03/00208		P17929 USPC	
21. The following fees are submitted:					
<input checked="" type="checkbox"/> a) Basic national fee.....				\$300.00	\$ 300
<input checked="" type="checkbox"/> b) Examination fee.....				\$200.00	\$ 200
<input checked="" type="checkbox"/> c) Search fee.....				\$500.00	\$ 500
TOTAL OF ABOVE CALCULATIONS =				\$1000.00	\$ 1000
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
- 100 =	/50 =			x \$250.00	\$
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).					\$
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		\$
Total claims	21 - 20 =	1	x \$50.00		\$ 50
Independent claims	4 - 3 =	1	x \$200.00		\$ 200
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00		\$ 360
TOTAL OF ABOVE CALCULATIONS =					\$ 1610
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					\$ (805)
SUBTOTAL =					\$ 805
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).					\$
TOTAL NATIONAL FEE =					\$ 805
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.					\$
TOTAL FEES ENCLOSED =					\$ 805
					Amount to be refunded:
					\$
					Amount to be charged:
					\$
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>501888</u> in the amount of \$ <u>805</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>501888</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
Christian D. Abel cust no. 29078 Onsagers 17S Pb 6963 St. Olavs Plaz 0130 Oslo, Norway					
SIGNATURE  NAME Christian D. Abel 43,455 REGISTRATION NUMBER					

DT05 Rec'd PCT/PTO 15 DEC 2004

Bergen, Norway  
15 December 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
USA

onsagers

Our ref.: P17929USPC  
Christian D. Abel

Your ref.:

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application serial no.: National Stage filing of PCT/NO03/00208

Inventor: Lars Wik

For: Intubation monitoring apparatus and method

Group No.:

Examiner:

Attorney docket no.: P17929USPC

ONSAGERS AS  
Universitetsgt. 7  
Pb. 6963 St. Olavs Plass  
0130 Oslo  
Tlf: (+47) 23 32 77 00  
Fax: (+47) 23 32 77 01  
post@onsagers.no

## PRELIMINARY AMENDMENT ADDING REFERENCE TO PRIOR PROVISIONAL APPLICATION

ONSAGERS VEST  
Dreggsallmeningen  
10-12  
PB 120 BG Sandviken  
5812 Bergen  
Tlf: (+47) 55 21 05 60  
Fax: (+47) 55 21 05 61  
vest@onsagers.no

ONSAGERS NORD  
Sondre Tollbodgt. 3a  
9008 Tromsø  
Tlf: (+47) 77 67 05 00  
Fax: (+47) 77 67 04 99  
nord@onsagers.no

ONSAGERS Ltd  
Charles House  
5 Regent Street  
London SW1Y 4LR  
UK  
Tel:  
+44 (0) 20 78 39 74 07  
Fax:  
+44 (0) 20 78 39 64 46  
mail@onsagers.com

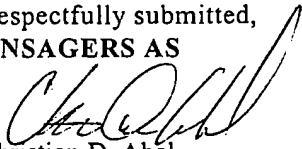
Sir:

Please amend the specification by adding the following prior to the first sentence:

**This application claims the benefit under 35 USC §119(e) to US Provisional Application 60/ 390,115 filed, 21 June, 2002.**

Please charge any and all necessary fees during the pendency of this application to deposit account 501898.

Respectfully submitted,  
ONSAGERS AS

  
Christian D. Abel

Reg no. 43,455

Cust. No. 29078

### BEST AVAILABLE COPY



Bergen, Norway  
15 December 2004

10/517989  
DT05 Rec'd PCT/PTO 15 DEC 2004 PCT

United States Patent and Trademark Office  
220 20<sup>th</sup> Street  
Customer Window  
Crystal Plaza Two, Lobby, Rm 1B03  
Arlington, VA 22202  
USA

onsagers

Our ref.: P17929USPC  
Christian D. Abel

Your ref.:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application serial no.: National Stage filing of PCT/NO03/00208

Inventor: Lars Wik

For: Intubation monitoring apparatus and method

Group No.:

Examiner:

Attorney docket no.: P17929USPC

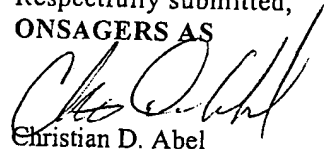
Sir:

Please find enclosed for filing:

- Transmittal form PTO-1390
- Preliminary Amendment adding reference to provisional application 60/390,115 filed 21 June, 2002

Please charge the appropriate National Fee, and any and all necessary fees during the pendency of this application to deposit account 501898.

Respectfully submitted,  
ONSAGERS AS

  
Christian D. Abel  
Reg no. 43,455  
Cust. No. 29078

ONSAGERS AS  
Universitetsgt. 7  
Pb. 6463 St. Olavs Plass  
0130 Oslo  
Tlf: (+47) 23 32 77 00  
Fax: (+47) 23 32 77 01  
post@onsagers.no

ONSAGERS VEST  
Dreggsallmeningen  
10-12  
P.B. 120 BG Sandviken  
5812 Bergen  
Tlf: (+47) 55 21 05 60  
Fax: (+47) 55 21 05 61  
vest@onsagers.no

ONSAGERS NORD  
Søndre Tollbodgt. 3a  
9008 Trømsø  
Tlf: (+47) 77 67 05 00  
Fax: (+47) 77 67 04 99  
nord@onsagers.no

ONSAGERS Ltd.  
Charles House  
5 Regent Street  
London SW1Y 4LR  
UK  
Tel:  
+44 (0) 20 78 39 74 07  
Fax:  
+44 (0) 20 78 39 64 46  
mail@onsagers.com